

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Cinemas-Sri Potti Sriramulu Nellore District- Appeal Petition filed by M/s Sri Bramaramba Mallikarjuna Movie Land, Venkatagari, against the orders of the District Collector and Licensing Authority, Sri Potti Sriramulu Nellore District, rejecting the reduction of seating capacity - Appeal Allowed - Orders- Issued.

HOME (GENERAL.A) DEPARTMENT

G.O.Ms.No.205

Dated: 10-10-2008.
Read the following:-

1. Appeal Petition filed by the Proprietor, Sri Bramaramba Mallikarjuna Movie Land, Venkatagiri, Sri Potti Sriramulu Nellore District, dated 04.06.2008.
2. Proceedings of the District Collector, Sri Potti Sriramulu Nellore District, D.Pro.C6(M)1485/2007, dated 19.02.2008.
3. Proceedings of the District Collector, Sri Potti Sriramulu Nellore District, D.Pro.C6(M)537/2007, dated 23.05.2008.
4. Government Memo No,18215 /Genl.A1/2008-2, dated 24.06.2008, addressed to the District Collector, Sri Potti Sriramulu Nellore District.
5. From the District Collector, Sri Potti Sriramulu Nellore District, Lr.No.Rc.C6 (M)/1365/2008, dated 30.07.2008.

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ORDER:

The Proprietor, M/s Sri Bramaramba Mallikarjuna Movie Land, Venkatagari, of Sri Potti Sriramulu Nellore District, has filed appeal petition before the Government against the orders issued in the references 2nd read above rejecting the request for reduction of seating capacity in his Theatre by the District Collector and Licensing Authority, Sri Potti Sriramulu Nellore District.

2. Government, in the reference 4th read above, have referred the matter to the District Collector and Licensing Authority of Sri Potti Sriramulu Nellore District, to furnish detailed report along with the relevant records to dispose off the appeal petition at the Government level.
3. The District Collector and Licensing Authority, Sri Potti Sriramulu Nellore District, Nellore, in the reference 5th read above, has reported that the Sub Collector, Gudur, has reported that at present the said Theater is having the seating capacity 623 seats, that the Management of the Theatre now proposed for reduction of the seating capacity from 623 to 500 having the Reserved seats 200 in place of 248, and 1st class seats 200 in place of 250 & 2nd class seats 100 in place of 125 existing seats. The Sub Collector, Gudur,

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has also stated the proposed revision of seating capacity is in accordance with the norms prescribed under the provisions of the Para 19 of Appendix I of A.P. Cinemas (Regulation) Rules, 1970,

4. Further, the District Collector and Licensing Authority, Sri Potti Sriramulu Nellore, has stated that the Executive Engineer., (R&B) Division, Gudur, has reported that if the proposed seating arrangements is permitted there may not be any inconvenience to the audience and structure also remains un altered. The floor finishing shall be done properly by the Management after alteration of the seating arrangements.

5. The District Collector and Licensing Authority, Sri Potti Sriramulu Nellore District, has also stated that the Commercial Tax Officer, Gudur, in his Letter dated 25.01.2008, has reported that present seating capacity of the Theatre is 623 seats under all classes and they want to reduce the same to 500 seats, and if reduction of seating capacity is allowed, it is a loss of revenue to the Government which in turn will affect the portion of net proceeds to Venkatagiri Municipality, and, hence, based on the report of the Commercial Tax Officer, Gudur, he has rejected the request for reduction of seating capacity in respect of Sri Bramaramba Mallikarjuna Movie Land, Venkatagiri, Sri Potti Sriramulu Nellore District, vide his proceedings D.Dis 6 (M) 1485/2006, dated 19.02.2008.

6. An opportunity of hearing was given to the Management of Sri Bramaramba Mallikarjuna Movie Land, Venkatagiri, Sri Potti Sriramulu Nellore District, to hear in person. Accordingly, the hearing was held on 23.09.2008, before the Appellant Authority, and the party has attended the hearing.

7. The Proprietor, M/s Sri Bramaramba Mallikarjuna Movie Land, Venkatagiri, Sri Potti Sriramulu Nellore District, has reiterated the same grounds which was submitted in his appeal petition and requested the Appellate Authority for consideration of his case sympathetically on humanitarian grounds as was done in the case of M/S G.S.Royal Cinema Theatre, Venkatagiri, whose application was submitted later than his application, and was considered by the Government.

8. Government after careful examination of the issue have considered the Appeal Petition for reduction of seating capacity from 623 to 500, by setting aside the proceedings No.D.Pro.C6 (M)537/2007, dated 23.05.2008, of the District Collector, Sri Potti Sriramulu Nellore District. The Collector, Sri Potti Sriramulu Nellore District, is directed to allow the reduction of seating capacity and incorporate necessary corrections in the 'B' Form Licence.

9. The District Collector and Licensing Authority, Sri Potti Sriramulu Nellore District, is directed to take necessary action accordingly.

10. Copy of this order is available on Internet and can be accessed at address <http://www.ap.gov.in/goir>.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJOYENDRA PYAL,
PRINCIPAL SECRETARY TO GOVERNMENT.

To

The District Collector& Licensing Authority,
Sri Potti Sriramulu Nellore District, Nellore.

Copy to the Proprietor,

Sri Bramaramba Mallikarjuna Movie Land,
Venkatagiri, Sri Potti Sriramulu Nellore District.

Copy to Principal.Secretary to Government, Home Department,

Copy to P.S to Hon'ble Minister for (I&PR,Cine,T.C A & M,A)

S.F./S.C.

//FORWARDED: BY ORDER//

SECTION OFFICER.